

District	Off.	Yr.	Number	OR	Mo.	Day	Yr.	J	Name Suit	File 23	Judge	Mag.	Dem	ARB	MOL Docket	Yr.	Docket Num
0978	2	98	531	1	03	27	98	1	890		7808	78AD				98	531 ZD

CAUSE: 43 USC 1701 et seq. Civil action to enjoin Defendant's unlawful use and occupancy of public lands and to collect damages pursuant to Federal Land Policy and Management Act, as amended.

PLAINTIFFS

DEFENDANTS

UNITED STATES OF AMERICA

BUNDY, CLIVEN ✓

FOR PLAINTIFF

ATTORNEYS

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CIVIL DOCKET CONTINUATION SHEET

JBR

PLAINTIFF		DEFENDANT	CV-S-98-531-LDG(RJ) DOCKET NO.
UNITED STATES OF AMERICA		CLIVEN BUNDY	PAGE <u>2</u> OF <u>2</u> PAGE
DATE	NR.	PROCEEDINGS	

3/27/98	1	COMPLAINT. efm	
--	-	SUMMONS issd to P (1) (AT) efm	
--	-	<u>JS-5</u> (AT) efm	
3/30/98	2	EXPARTE APPLCIAITON/ORDER (LDG) ORD actn sealed til papers have been served. Cps dist (AT)efm	
4/7/98	3	PROCESS RECEIPT/RETURN of USM Def. served sums & cmplt on 3/30/98. efm	
4/17/98	4	ANSWER to cmplt &; MOTION to dism obo D (m) (AT) bh #19 (DISPO: resp #5, reply #7 para FLD SEPERATLY DUE TO SIZE)	
5/5/98	5	RESPONSE in oppo to D/Bundy;s mtn to dism #4 obo P. (m) (AT) bh	
5/7/98	6	MINUTE ORDER (HDM) ORD dtd 5/6/98 that the above-entild actn is reassigned to Hon JBR. Cnsl are advsd that allf ur docs sh1 bear the correct case #CV-S-9531-JBR(RJJ). The Clk/Ct sh1 cahnge to dkt & file. cps dist (AT) bh	
5/18/98	7	REPLY to #5 in re mtn 4 obo D	
5/22/98	--	<i>Submitted to JBR #s 4, 5 and 7. Bf.</i>	
6/2/98	8	NOTICE OF ERRATA re proposed discovery plan & scheduling ordr. (AT) kly	
6/3/98	--	<i>Sub to RJJ for Disc Plan & Sch. Ord. 60</i>	
6/5/98	9	SUPPLEMENTAL Pts & Author in supp of Ds mtn to dism #4. (m) (AT)kly	
6/8/98	--	<i>Submitted to RJJ #s 4 and 9. Bf</i>	
6/8/98	--	<i>Sub # 10 AO</i>	
6/8/98	10	DISCOVERY PLAN/SCHEDULING ORDER (RJJ) ORD DISC EXP 10/14/98; MTNS DUE 11/13/98; JT PTO DUE 11/13/98 etc. Cpus dist. (AT) kly	
6/15/98			
7/23/98	11	MOTION for S/J obo D. (m) (AT)kly <u>FILED SEPARATELY</u> (DISPO: Oppo #14 Granted #19)	
8/11/98	12	STIPULATION/ORDER (JBR) ORD ext of time for D to rspnd to US mtn S/J (#11) to 8/24/98. Cpus dist. (AT)kly	
8/14/98	13	INTERIM STATUS REPORT obo P. (m)kly	

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CLIVEN D. BUNDY	USA	PAGE <u>3</u> OF <u> </u> PAGES

DATE	NR.	PROCEEDINGS
8/24/98	14	OPPOSITION to US mtn for S/J (#11) obo D. MOTION to strike US mtn for S/J (#11) obo D. (m) (AT)kly (DISPO: Oppo #16 Reply #17 Supp pts & authorties in Supp #17 - #18 Demand #19
9/8/98	15	REPLY to oppo (#14) in supp of its mtn for S/J (#11) obo P. (m) (AT)kly
9-9-98	--	Submitted to BL #11, 14 and 15. <i>Bf</i>
9/10/98	16	OPPOSITION to mtn to strike US mtn for S/J (#14) obo P. (m) (AT)kly
9/23/98	17	REPLY to oppo (#16) to mtn to strike US mtn for S/J (#14) obo D. (m) (AT)kly
9-23-98	--	Submitted to BL #s 14, 16 and 17. <i>Bf</i>
11/2/98	18	SUPPLEMENTAL pts & authorties in supp of Ds reply (#17) to US oppo (#16) to Ds mtn to strike US mtn for S/J (#14) obo D. (m) (AT)kly
11-3-98	--	Submitted to BL #s 17 & 19. <i>Bf</i>
11/3/98	19	ORDER (JBR) ORD Ds mtn to dism (#4) is DENIED. FUR ORD Ps mtn for S/J (#11) is GRANTED as to the permanent injunctn. FUR ORD Def is permanently enlined frm grazing his livestock w/in Bunkerville Allotment etc. FUR ORD US shall be entitled to trespass damages in amnt of \$200.00 per day per head etc. FUR ORD Ds mtn to strike mtn for J/J #14 is DENIED. (EOD 11/4/98) Cpus dist. (AT)kly
11/4/98	20	JUDGMENT (lsw/kly) ORD Judgment is for Ps and against D. (EOD 11/4/98) Cpus dist. kly
11/4/98	--	JS-6 (AT)kly
11/18/98	21	MOTION for decision on damages obo P. (m) (AT)kly (DISPO:)
11/30/98	22	EMERGENCY MOTION for stay pending appeal obo D. (m) (AT)kly (DISPO: Oppo # 30 Reply # 34 Demand # 35)
11/30/98	23	NOTICE OF APPEAL obo D. (m) (AT)kly (Filing fees pd #28455) (DISPO: <u>DC Segal Appeal</u> C/A # <u>98-17293</u> # 42)
11/30/98	24	TRANSMITTAL LETTER (cpy) to C/A frm D/C re ntc/appeal. DOCKET FEE PAYMENT NOTIFICATION FORM (cpy) to C/A; C/A & D/C fees pd. Cpus dist. (AT)kly
11/30/98	25	CERTIFICATE OF RECORD (cpy) Record complete for appeal. Orig to C/A. Cpus dist. kly
11/30/98	26	TRANSMITTAL LETTER (cpy) to clk frm clk/D/C re cert/rec & rec reten. Orig to C/A. Cpus dist. (AT)kly
11/30/98	--	DOCKET SHEET (cc) Clks recrd retained by D/C. kly
11-30-98	--	Submitted to BL #22. <i>Bf</i>

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-S-98-531-JBR(RJJ)	DOCKET NO. _____
CLIVEN D BUNDY		USA	PAGE <u>4</u> OF <u>1</u> PAG	
DATE	NR.	PROCEEDINGS		

12/2/98	27	LETTER to C/A w/ cpy of notc of appeal. kly		
12/10/98	--	<i>Submitted to Bl #21 Bf</i>		
12/15/98	28	ORDER (JBR) ORD Ps mtn for decision on damages (#21) is DENIED w/out prej. (EOD 12/15/98)Cpys dist. (AT)kly		
12/15/98	29	JUDGMENT (lsw/kly) ORD Ps mtn for decision on damages is DENIED w/out prej. (EOD 12/15/98)Cpys dist. kly		
12/16/98	30	OPPOSITION to Ps emerg mtn for stay pending appeal (#22) obo P. (m)(AT)kly		
12/16/98	31	NOTICE of errata re oppo (#30) obo P. (m)(AT)kly		
12/17/98	32	COPY frm C/A of #24, 24 & 26. Appeal assigned #98-17293. (AT)kly		
12/17/98	33	BRIEFING SCHEDULE frm C/A.		
12/29/98	34	REPLY to US oppo (#30) to Ds emerg mtn for stay (#22) obo D. (m)(AT)kly		
12/30/98	--	<i>Submitted to Bl #s 22, 30, 31 & 34 Bf</i>		
1/6/99	35	ORDER (JBR) ORD Ds emergency mtn for stay pending appeal (#22) is DENIED. (EOD 1/7/99)Cpys dist. (AT)kly		
1/27/99	36	MOTION to enforce permanent injunction obo P. (m)(AT)kly (DISPO: NO CPRO Reply #37 - w/ERRATUM to Ps Reply (dated #39)		
1-28-99	--	<i>Submitted to Bl #36 Bf</i>		
2/24/99	37	REPLY in supprt of the US mtn to inforce injunction obo P. (m)(AT)kly		
2/25/99	--	<i>Submitted to Bl #37 Bf</i>		
2/25/99	38	ORDER (cpy) frm C/A appellant's emergency mtn for stay pending appeal is denied. Briefing sched est previously shall remain in effect. kly		
2/26/99	39	ERRATUM to Ps Reply #37 (in re Mtn #36)(m) sml		
3/1/99	--	<i>Submitted to Bl #37, 36 & 39 Bf</i>		
4/22/99	40	TRANSMITTAL LETTER (cpy) to C/A frm D/C re recrd on appeal. Cpys dist. Orig to C/A. (AT)kly		
4/22/99	--	RECORD ON APPEAL shipped to C/A this date via UPS - 2 vol clk's recrd & 2 fldr w/oversized documnts #4&11. kly		
4/22/99	--	DOCKET SHEET (cc) kly		

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-S-98-531-JBR(RJJ) DOCKET NO. _____
USA		CLIVEN D BUNDY	PAGE 5 OF _____ PAGES

DATE	NR.	PROCEEDINGS	
4/29/99	41	COPY frm C/A of #40. kly	
7/22/99	42	ORDER (REINHARDT, TROTT & MCKEOWN) (cc 7/7/99) ORD C/A rejects Bundy's contention. The judgment of the DC is AFFIRMED. Cyps dist. (AT)kly	
7/22/99	43	JUDGMENT (cc 7/7/99) ORD that the judgment of the said Dist Ct in this cause be, and hereby is AFFIRMED. Cyps dist. kly	
7/23/99	--	<i>Submitted to BK #s 42-43. Bf.</i>	
8/2/99	44	ORDER ON MANDATE (JBR) ORD mandate be spread upon the records of this court. (EOD 8/2/99) Cyps dist. (AT)kly	
9/17/99	45	ORDER (JBR) ORD NS mtn to enforce injunctn (#36) is GRANTED with modifications. FUR ORD D shall remove livestock frm allotmnt as previously ordered by the ct in the ordr (#19) entered on 11/4/98. FUR ORD D shall pay to the US \$1,377.00 as willful repeated trespass damages for 51 cattle frm 12/1/98-12/31/98. FUR ORD D shall pay to US \$45.90 per day for ea day Ds livestock remains on the allotmnt commencing 1/1/99. FUR ORD D shall pay to US \$4,123.06 for the expense incurred by the BLM for 12/15/98 trespass detectn flight. (EOD 9/17/99) Cyps dist. kly	
9/17/99	46	JUDGMENT (lsw/kly) ORD US mtn to enforce injunctn is GRANTED w/modificatns. D shall remove livestock frm allotmnt as previously ordered by ct. D shall pay to P \$1,377.00 as willful repeated trespass damages for 51 cattle. D shall pay to P \$45.90 per day for ea day Ds livestock remains on the allotmnt, commencing 1/1/99. D shall pay to P \$4,123.06 fpr ex em se omcircled bu tje BLM fpr tje 12/15/98 trespass detectn flight. (EOD 9/17/99) Cyps dist. (AT)kly	